

1 many homes in the nature of your business.

2 THE WITNESS: Yes, sir. I have to apologize for my
3 memory. I talk to many, many, many people in a day.

4 JUDGE STIRMER: All right.

5 MR. DUNNE: Let me ask a follow-up question on that,
6 Your Honor.

7 BY MR. DUNNE:

8 Q Mr. Lampe, don't a lot of people call you up on the
9 telephone and never get you to their homes?

10 A Yes, sir.

11 Q Okay. And let me ask a specific question. Do you
12 recall having people call you up on the telephone between the
13 time points for KOKS and the time going out to the 105 homes?
14 How many calls came from people within the blanketing area?

15 A Many --

16 Q This is not service visits. This is calls.

17 A Right. Many of the people did not tell me actually
18 where they lived. They just said they were having problems
19 with KOKS.

20 Q Okay.

21 A And I am going to say that is a real hard number. That
22 has got to be 50 or 60 people, because I talked to an awful
23 lot of them.

24 Q Okay. And you don't charge people for conversations on
25 the telephone?

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1 A No, I have a hands-free phone at my work bench, so I
2 can talk to them while I work.

3 JUDGE STIRMER: Would it be a fair statement to say
4 that, in the many years that you have been in business here,
5 that you have never received any more complaints regarding
6 interference than you did with respect to KOKS?

7 THE WITNESS: That is correct.

8 JUDGE STIRMER: That is a correct statement?

9 THE WITNESS: Yes, sir.

10 BY MR. DUNNE:

11 Q Mr. Lampe, when you went to Ms. Piper's home, I believe
12 there was some question whether it was May or July of 1989.
13 But you sure it was in 1989? Is that correct?

14 A Yes, sir.

15 Q Do you recall whether it was prior to Mr. Poole's visit
16 to Poplar Bluff or after Mr. Poole's visit?

17 A I don't, I don't recall.

18 Q Okay. Do you recall when you went to Ms. Piper's home
19 whether you believed -- whether you believed, and that is an
20 important point -- whether you believed whether KOKS had an
21 obligation to cure interference to Channel 6 or not?

22 A I believe that, at that point it was my understanding
23 that since the Grade B signal was at 51 Highway, that
24 Channel 6 was not covered under the blanketing.

25 Q So was Ms. Piper's primary complaint when you went to

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1 her house that she couldn't get Channel 6?

2 A Her primary complaint was that she wanted to get
3 Channel 23 out of the Cape.

4 Q And I believe you testified that you did not tell KOKS
5 about the results of your visit to Ms. Piper. Is that cor-
6 rect?

7 A No.

8 Q And you also testified that when people called you up
9 for a service visit or for technical advice that you didn't
10 necessarily tell the folks at KOKS that you had received those
11 calls?

12 A No, I did not.

13 Q And the reason for that was because you are an indepen-
14 dent businessman and you were to service any clients. Is that
15 correct?

16 A That is correct.

17 Q Isn't it also a fact that most of the requests that you
18 received had to do with reception of Channel 6?

19 A Yes.

20 Q And also a fact that at the time you received those
21 calls you were under the impression that KOKS had no obliga-
22 tion to cure interference of Channel 6?

23 A That is correct.

24 Q And I believe you testified that you were told that by
25 Mr. Stewart?

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1 A Yes.

2 Q And I believe you testified that you were told that
3 also by Mr. Poole?

4 A Yes.

5 JUDGE STIRMER: Well, let me ask you this, Mr. Lampe.
6 Did you make efforts to restore television reception on
7 Channel 6 for some of the people whose homes you visited?

8 THE WITNESS: Yes, sir, I did.

9 JUDGE STIRMER: If you were not obligated to do so, why
10 did you undertake those efforts?

11 THE WITNESS: As a, as a television repairman, they
12 wanted me to get them Channel 6, so I did what I could.

13 JUDGE STIRMER: But as a representative of KOKS, I
14 understood that you also tried to restore that reception.

15 THE WITNESS: Mr. Stewart told me to do my best to
16 restore that reception.

17 MR. DUNNE: Your Honor --

18 JUDGE STIRMER: Even though there was no obligation?

19 THE WITNESS: Yes, sir.

20 JUDGE STIRMER: As far as you understood?

21 THE WITNESS: That's as far as I understood. Yes, Your
22 Honor.

23 MR. DUNNE: Your Honor, I think the record ought to be
24 clear on this point. I believe that Mr. Lampe testified that,
25 except for going to the Hillis home and prior to visiting the

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1 105 visits, that he did not go to anyone's home as a represen-
2 tative of KOKS.

3 JUDGE STIRMER: I am talking about when he was retained
4 to do the work for KOKS. As I understand his testimony, he
5 went to several homes.

6 MR. DUNNE: That was after March. That was in February
7 1991, Your Honor.

8 JUDGE STIRMER: Well, I am not setting a time limit on
9 it. My question didn't have any time frame.

10 MR. DUNNE: Well, perhaps I can ask Mr. Lampe to clear
11 that up.

12 BY MR. DUNNE:

13 Q Mr. Lampe, you went on 105 home visits as a paid
14 representative of KOKS in February of 1991. Is that correct?

15 A That is correct.

16 Q And you signed on as a contract engineer for KOKS in
17 February of 1989. Is that correct?

18 A That is correct.

19 Q And in your contract you say that, my job doesn't
20 include dealing with any interference complaints from KOKS?

21 MR. SHOOK: Your Honor, I object to that because the
22 contract does not say that.

23 JUDGE STIRMER: Don't characterize the contract.
24 Whatever it says, it says. All right.

25 MR. DUNNE: Well, let me ask the question, if the

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1 witness can answer it.

2 BY MR. DUNNE:

3 Q It was your understanding that the contract did not
4 require you to deal with KOKS interference complaints. Is
5 that correct?

6 A That is correct.

7 Q And prior to going on the 105 visits in February of
8 1991, was there anyone's home that you went to cure an inter-
9 ference complaint at the request of KOKS or as the representa-
10 tive?

11 A Just, to my recollection, just the Hillises' home.

12 Q Just the Hillises' home?

13 A Yes.

14 Q And the other homes that you may or may not have
15 visited, you went as Charlie's TV Repair without any represen-
16 tative, as far as you understood?

17 A As far as I understood.

18 Q Mr. Lampe, when you visited the 105 homes as KOKS's
19 paid representative, was there anyone who ever asked you to
20 cure any interference to an FM radio?

21 A Prior to, what time was that?

22 Q No. When you went on the visits, the 105 visits as
23 KOKS's representative.

24 A Oh. The only, to my recollection, all it was concerned
25 with was me putting the filters on the television sets.

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1 Q Okay.

2 A And that nobody specifically asked me, "What about my
3 FM radios?"

4 Q But people did talk to you, didn't they?

5 A Yes, they did.

6 Q Okay. And they gave you instructions? They asked you
7 to do certain things?

8 A Yes, they did, when we were rebuilding antenna systems,
9 yes.

10 Q Okay. But no one asked you to look at interference on
11 an FM radio?

12 A None that I can recall.

13 JUDGE STIRMER: Well, did you ask them "What appliances
14 or what receiving equipment is subject to this problem that
15 you are experiencing?" Did you ask the people that?

16 THE WITNESS: No, sir, I did not.

17 JUDGE STIRMER: You were just there to fix a television
18 set?

19 THE WITNESS: Ms. Stewart took care of the public
20 relations with the people, and I was just directed to take
21 care of the television problems.

22 JUDGE STIRMER: All right.

23 MR. SHOOK: Your Honor, I think we are talking two
24 different time periods here.

25 JUDGE STIRMER: I am talking about the 105 visits.

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1 MR. SHOOK: Right, and I think Mr. Dunne's question
2 concerned before the 105 visits.

3 MR. DUNNE: No, my question --

4 JUDGE STIRMER: No, I think his question was the 105
5 visits. Your answer relates both to Mr. Dunne's question and
6 to my question, the 105 visits?

7 THE WITNESS: Yes, sir.

8 JUDGE STIRMER: All right.

9 BY MR. DUNNE:

10 Q Okay. Mr. Shook in his questions referred you to
11 page 17 of the "Radio World" example, which is an attachment
12 to Ms. Stewart's testimony, and directing you to a particular
13 filter, a Blonder tongue filter, a 75-ohm tunable filter?

14 A Yes, sir.

15 Q Okay. And your testimony was that you weren't familiar
16 with that particular filter. Is that correct?

17 A No, sir. No.

18 Q Okay. But it is a 75-ohm tunable filter. Is that
19 correct?

20 A Yes, sir.

21 Q But you did testify as to using three different other
22 filters, a Channel Master filter, an Archer filter, and the
23 third filter's name?

24 A Wineguard.

25 Q Were any of those filters that you have discussed in

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1 your testimony a 75-ohm filter?

2 A They were all 75-ohm filters.

3 Q Were they all 75-ohm tunable filters?

4 A Two of them were.

5 Q Okay. So as far as you know, a 75-ohm tunable filter,
6 whether it is a Blonder tongue or an Archer, it is a tunable
7 filter. Is that correct?

8 A There are some variables that come into play on the
9 design of the filters.

10 Q Mr. Lampe, I believe it was your testimony that as a TV
11 repairman, etc., you have placed filters on a number of tele-
12 vision sets over the years to improve reception or filter on
13 interference. Is that correct?

14 A Yes, sir.

15 Q In your experience, how common is it -- let's put it
16 that way -- how common is it for a filter to fail?

17 A If they are shielded from the elements, very seldom do
18 they fail.

19 Q Okay. In other words, for example, I believe you
20 testified there was a booster that was outside and there was
21 water that got in it?

22 A That is correct.

23 Q If a filter is installed inside, it is not your exper-
24 ience that they failed?

25 A Not just on their own, no.

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1 Q Okay. Is there any set of conditions that you can
2 think of in your experience where a filter has failed when it
3 has not been exposed to the elements?

4 A The only reason that they would fail would be possibly
5 a lightning hit to the filter or a situation where people run
6 power back through the filters.

7 Q When you say "run power back through the filters," why
8 is that?

9 A They put them on the wrong side of the antenna booster
10 and run the voltage that runs the -- that furnishes power. If
11 they run the power from the power supply of the antenna ampli-
12 fier through the filter before it gets to the booster, it is
13 possible that they could damage the filter.

14 Q Okay. Is that very common?

15 A No.

16 Q Do you have any rough estimate of how often that has
17 occurred in your experience?

18 A I haven't seen it. It is very -- it would be just
19 somebody who doesn't know what they are doing, misinstalling a
20 filter, causing that failure.

21 Q Okay. You testified, Mr. Lampe, that you don't recall
22 why you visited the Ellis home in 1989. Is that correct?

23 A That is correct.

24 Q Do you have a recollection whether they called you to
25 respond to a specific interference complaint, whether KOKS or

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1 any other?

2 A At that point in time, I don't recall what the specific
3 reason is.

4 Q If you don't remember, you don't remember, Mr. Lampe.

5 A Okay.

6 MR. DUNNE: Your Honor, just a moment.

7 (Pause.)

8 BY MR. DUNNE:

9 Q Mr. Lampe, if I could, may I refer you to page -- I'm
10 sorry, Your Honor. It will just take me one minute. Okay.
11 Page 50 of Mass Media Exhibit No. 1. And what I directed your
12 attention to, Mr. Lampe, was what appears to be a wiring
13 diagram for Ms. Christian. Is that correct?

14 A That is a line diagram.

15 MR. SHOOK: Your Honor, I can stipulate that it is for
16 Ms. Christian.

17 THE WITNESS: Okay.

18 JUDGE STIRMER: All right. What is your next question?

19 BY MR. DUNNE:

20 Q The next question. Mr. Lampe, is that wiring diagram
21 different from the wiring that you observed when you were in
22 Ms. Christian's house in 1991?

23 A From what I saw, it could -- yes, it should be -- it is
24 different. My knowledge was that she only had two television
25 sets, but this shows three.

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1 Q Okay. And I believe you testified in your testimony,
2 you mentioned that she was going to remodel and that she was
3 going to do some rearranging?

4 A Yes.

5 Q And that she was going to run all of her TV sets off
6 the same booster? And I believe you testified that you
7 brought in some information to her about where the filter
8 should go and how it should be arranged?

9 A Yes.

10 Q If you recall, does this wiring diagram, is this wiring
11 diagram consistent with what you told Ms. Christian to do? If
12 you recall.

13 A I don't recall.

14 Q And I believe you also testified that Ms. Christian did
15 not tell you when she put the booster amplifier on?

16 A No, she did not.

17 Q And she did not ask you to fix any radio sets or
18 anything else? Is that correct?

19 A No, sir.

20 MR. DUNNE: That's all I have, Your Honor.

21 JUDGE STIRMER: Recross?

22 RECROSS EXAMINATION

23 BY MR. SHOOK:

24 Q In the beginning, the very first question that was
25 asked you, the number of television locations came up. And

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1 one such location that I believe you mentioned was Memphis.
2 Was that a slip of the tongue, or did you have some stations
3 in mind when you --

4 A No, sir. We do at -- we do at times see Memphis
5 stations here.

6 Q And what are the Memphis stations, and what is
7 received?

8 A Channel 3, Channel 13 and Channel 5, Channel 10, and
9 once in a great while I believe it is either Channel 24 or 27.
10 It is one of the big UHF, it is one of the higher UHF sta-
11 tions.

12 Q Okay. Has anyone, to your knowledge, ever said any-
13 thing about reception of the station from Memphis who lived
14 within the blanketing contour of the KOKS tower?

15 A Nobody has ever mentioned Memphis.

16 Q Okay. There were a number of phenomena that you and
17 counsel for KOKS discussed with respect to co-channel inter-
18 ference. And I don't think we need to go over all of them
19 again, but what I am not sure of from the question that came
20 from counsel was whether you saw any of those phenomena before
21 KOKS came on the air in your home visits to residences within
22 the blanketing contour of KOKS.

23 A Co-channel interference?

24 Q Yes, sir.

25 A Yes, I did.

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1 Q Okay. And where, and how many times did you see this?

2 A Over a period of 16 years, it is hard to say, but I do
3 remember seeing it.

4 Q You do remember seeing it?

5 A Yes.

6 Q And you attributed it to co-channel interference. Did
7 you tell the people that?

8 A What time frame are we talking? Prior to KOKS coming
9 on?

10 Q Yes, sir.

11 A Yes.

12 JUDGE STIRMER: What people do you have in mind,
13 Mr. Lampe? Can you give us the names of some of the people
14 who you told that to?

15 THE WITNESS: Your Honor, I hate to call any names.
16 There again, I go to an awful lot of homes in the area. I
17 know that in passing if I see something on a television screen
18 while I am going through the channels, I will point it out to
19 them, "This is co-channel. This is Highway Patrol."

20 JUDGE STIRMER: Will you please tell us the names of
21 anybody who you recall telling that, when you viewed the
22 problem that they asked you to look at, you told them it was
23 co-channel interference? And this is prior to the time that
24 KOKS went on the air.

25 THE WITNESS: In the blanketed area?

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1 JUDGE STIRMER: Yes.

2 THE WITNESS: I can't recall specific names on that.

3 JUDGE STIRMER: All right.

4 BY MR. SHOOK:

5 Q Okay. For residences that, you know, received a given
6 level of reception clarity before KOKS came on the air, now
7 with the presence of the KOKS tower, we are talking about
8 somebody with a fixed antenna, which I think has been also
9 described as a directional antenna, and the direction of the
10 antenna is pointed toward Channels 12 and 6 roughly, and the
11 KOKS tower is in the way of that. In order to restore recep-
12 tion to that household, might it be necessary to have a rotor
13 installed so that the antenna could be turned?

14 A Yes, sir.

15 JUDGE STIRMER: Would the direction of the tower cause
16 ghosting in some instances?

17 THE WITNESS: Your Honor --

18 JUDGE STIRMER: The tower itself?

19 THE WITNESS: The tower itself? It is possible, in
20 theory.

21 JUDGE STIRMER: Would it re-radiate a signal?

22 THE WITNESS: Yes, sir, it could.

23 BY MR. SHOOK:

24 Q Now how many instances do you recall over the years
25 where, after installing a filter, you determined that the

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1 filter had to be replaced because there was some defect in the
2 manufacturing of the filter?

3 A Due to defect in manufacturing, I can, I don't remember
4 ever replacing one.

5 Q Okay. And then there was some testimony about the
6 proper placement of a filter. Could you give us some idea of,
7 you know, how one is supposed to place the filter in the
8 scheme of things from antenna to television?

9 A In a high RF area, that is -- a lot of that is trial
10 and error. It depends a lot on the length of the runs you
11 have from the area in which -- are you talking multiple TV?
12 Are you talking just single television?

13 Q Well, let's just confine it to single television right
14 now.

15 A Okay. Then the proper --

16 Q Because most of the complainants that we have to deal
17 with are, you know, a single television hooked up to an
18 antenna system and then the rest have rabbit ears.

19 A Okay. In a proper, the proper location of a filter on
20 a system that does not employ a television booster, you would
21 put it close to the television set. And possibly even on the
22 later model sets where they have 75-ohm input, screwing it
23 right on the back of the set.

24 Q Okay. So that filter would be indoors?

25 A Sure.

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1 Q Okay. Now what if the system employs a booster?

2 A You would have -- if you had a multiple-set system, you
3 would first the filter before the signal is split to the other
4 sets to try and take care of all of the sets with that filter.
5 And if that doesn't work, then you would have to employ a
6 filter on each set.

7 Q Now, again, would the filter be installed indoors, or
8 is it going to go outdoors?

9 A Indoors.

10 Q Okay. Would there be any instances when you would
11 install a filter outdoors?

12 A You would go to a weather-proof type and put it right
13 at the antenna before it goes into the antenna booster. That
14 would be a place that you could put the filter also.

15 Q That would be a different filter from the ones that the
16 stations use?

17 A Yes, it would. It would be specifically made to,
18 either to in a weather-proof enclosure, or you could possibly
19 use one of the filters from the station, but you would have to
20 weather-proof it to keep water out of it.

21 MR. SHOOK: Your Honor, I have no further questions.

22 JUDGE STIRMER: Do you have any further questions?

23 MR. DUNNE: No, Your Honor.

24 JUDGE STIRMER: May the witness be excused?

25 MR. DUNNE: As far as I am concerned.

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1 JUDGE STIRMER: Thank you very much, Mr. Lampe. You
2 are excused.

3 (The witness was excused.)

4 JUDGE STIRMER: Will you call your next witness,
5 please?

6 MR. DUNNE: Yes, Your Honor.

7 JUDGE STIRMER: Off the record.

8 (Off the record.)

9 (Back on the record.)

10 JUDGE STIRMER: Who is the next witness?

11 MR. DUNNE: Your Honor, this is Mr. Don Stewart.

12 JUDGE STIRMER: Mr. Stewart, would you please come
13 forward and be sworn?

14 Whereupon,

15 DON STEWART

16 having been first duly sworn, was called as a witness herein
17 and was examined and testified as follows:

18 JUDGE STIRMER: Would you please have a seat, sir?

19 MR. DUNNE: Your Honor, may I make just a point or two
20 before Mr. Stewart's testimony begins?

21 JUDGE STIRMER: Certainly.

22 MR. DUNNE: As I mentioned, I believe, in the admis-
23 sions session and one of the conferences, Mr. Stewart worked
24 around machinery for a long time, and he is a little bit hard
25 of hearing. So for everyone's -- to make the hearing better,

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1 everyone needs to speak up.

2 JUDGE STIRMER: Very well.

3 MR. DUNNE: And the other thing is that Mr. Stewart
4 suffers from high blood pressure.

5 JUDGE STIRMER: All right.

6 MR. DUNNE: He has had this for two or three years.

7 That also may have an impact on his testimony. We may have to
8 make some accommodations.

9 JUDGE STIRMER: Well, Mr. Stewart, if you need a recess
10 at any time, you let me know. Do you understand that?

11 THE WITNESS: Yes.

12 JUDGE STIRMER: All right.

13 MR. SHOOK: Your Honor, if you will indulge me for one
14 minute. I am searching for some things here.

15 JUDGE STIRMER: Very well.

16 (Pause.)

17 MR. SHOOK: Okay. Are we on the record?

18 JUDGE STIRMER: On the record.

19 CROSS-EXAMINATION

20 BY MR. SHOOK:

21 Q Mr. Stewart, good afternoon. If it turns out that when
22 I ask you a question you don't understand what it is that I
23 have asked you, just say so and I will try to ask you the
24 question again in a slightly different way. If it turns out
25 that you can't hear me, or if there is some other problem with

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1 | what I said, also let me know and then I can try to deal with
2 | that. Now prior to your experience with Radio Station KOKS,
3 | did you ever have any experience operating a radio station?

4 | A No.

5 | Q Did you ever have any experience working at a radio
6 | station?

7 | A No.

8 | Q What is your work background prior to KOKS?

9 | A Farming. I was a farmer and we farmed and also pro-
10 | duced eggs. We had a layer operation.

11 | Q A what?

12 | A A layer operation, a commercial layer operation.

13 | Q Oh, okay.

14 | A I had a half a million birds.

15 | Q Okay. And when did that business cease?

16 | A December of '88.

17 | Q That was shortly after KOKS came on the air?

18 | A Yes.

19 | Q Now this layer -- I guess, L-A-Y-E-R? Right, as in
20 | chicken laying eggs?

21 | A Table eggs.

22 | Q Table eggs? Okay. Where did you live while that
23 | business was in existence?

24 | A Puxico.

25 | Q And where is that in relation to Poplar Bluff?

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1 A It is 25 miles. It is 14 miles east and 12 miles north
2 of Highway 51.

3 Q And that was a farm?

4 A Yes.

5 Q You bought your home in Poplar Bluff approximately what
6 year?

7 A Eighty-five.

8 Q And do you still own that home?

9 A No.

10 Q But you still reside there?

11 A Yes.

12 Q What has changed in the ownership of the home?

13 A It belongs to Calvary Broadcasting.

14 Q And when did that take place?

15 A Eighty-five. Eighty -- let's see. Eighty-eight.

16 Q Okay. That took place just about the time the radio
17 station came on the air?

18 A Somewhat before.

19 Q Somewhat before? Okay. Now that means that the house
20 in which you live and the land on which that house is situ-
21 ated, the transmitter site, the tower, that is all the prop-
22 erty of Calvary Educational Broadcasting Network?

23 A That is correct. Yes, yes.

24 Q And you and your wife reside in the home?

25 A That is correct.

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1 Q Okay. Do you pay rent?

2 MR. DUNNE: Objection, Your Honor. What relevance does
3 this have on the issue?

4 JUDGE STIRMER: Do you have -- do you want to respond
5 to that, the relevancy?

6 MR. SHOOK: Your Honor, I am not going to argue that
7 point.

8 JUDGE STIRMER: All right. I will sustain the objec-
9 tion.

10 BY MR. SHOOK:

11 Q Now in paragraph -- do you have your testimony there?

12 A Yes.

13 Q Okay. I would like you to refer to paragraph 2 of the
14 testimony, and specifically the telephone conversation with
15 Doris Smith, the first conversation. This apparently is in
16 February of 1988?

17 A Yes.

18 Q Do you see what I am talking about?

19 A Yes.

20 Q Okay. Was this the first time that you ever talked to
21 Doris Smith?

22 A Yes.

23 Q And you and she had been immediate neighbors for how
24 many years at this point?

25 A About two and a half.

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1 Q Okay. And so these are the first words that you and
2 she have ever exchanged?

3 A Conversation, yes.

4 Q Okay. Did something else take place prior to --

5 A No, there was never no words. There was never any
6 conversation.

7 Q Okay. You had never even met the lady before this
8 conversation took place?

9 A No, we go by. We wave and say, "Hello," you know.

10 Q Okay. And your property is right next to hers.
11 Correct?

12 A That is correct.

13 Q Was there anything else in this conversation besides
14 her asking you what you were doing and your telling her, and
15 then she makes the statement that is referenced here?

16 A As far as I can remember.

17 Q Okay. Did you happen to make any note of this conver-
18 sation, or this is just something that you remember?

19 A Well, it was quite strong. I remembered it.

20 Q Okay. Did you speak to anybody about this conversa-
21 tion?

22 A I told my wife when she came in about it.

23 Q Did you tell anybody else?

24 A No.

25 JUDGE STIRMER: Let me interrupt you a minute. What

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1 | was your thought process in deciding to erect a radio tower in
2 | essentially a residential neighborhood?

3 | THE WITNESS: That was all of the land that I had.

4 | JUDGE STIRMER: Did you ask any engineers or anyone
5 | else as to the advisability of locating a radio tower in that
6 | location?

7 | THE WITNESS: I had conferred with the engineer upon
8 | this location, Kevin Fisher.

9 | JUDGE STIRMER: Did you consider locating the tower
10 | elsewhere?

11 | THE WITNESS: There was no money. This was all that I,
12 | at this time -- when I put in the application, this was in my
13 | name and my wife's name, and this was all of the property that
14 | we had at this time.

15 | JUDGE STIRMER: Did you consider the possibility of
16 | locating your antenna on an existing tower?

17 | THE WITNESS: Yes.

18 | JUDGE STIRMER: Why didn't you do something like that?

19 | THE WITNESS: The Channel 15 up there wanted \$600 a
20 | month to do this.

21 | JUDGE STIRMER: Were there any other towers that you
22 | considered?

23 | THE WITNESS: There was -- no, there was none avail-
24 | able.

25 | JUDGE STIRMER: Was there any other land that you

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1 considered buying and selling rural area that didn't have
2 houses in close proximity?

3 THE WITNESS: There was no money to buy anything.

4 JUDGE STIRMER: All right, Mr. Shook.

5 MR. SHOOK: Okay.

6 BY MR. SHOOK:

7 Q Mr. Stewart, I would like you -- well, I am going to
8 ask to give you a copy of our exhibits here.

9 MR. SHOOK: I am turning to Mass Media Exhibit No. 12,
10 Your Honor.

11 BY MR. SHOOK:

12 Q Now do you recall, Mr. Stewart, approximately, you
13 know, the time of the filing of your application? Your con-
14 struction permit application, I should say.

15 A I believe Mr. Dunne filed the application with FCC.

16 Q Right. Now that application is the application that
17 ultimately led to KOKS? Correct?

18 A That is correct.

19 Q Okay. And do you see in page 2 the applicant name is
20 Calvary Educational Broadcasting Network? And that is you and
21 your wife?

22 A No.

23 Q Okay.

24 A That is a nonprofit corporation.

25 Q Okay. I see on page 3 there are a number of names.

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